

## CERTIFICATE OF FACSIMILE - 37 CFR 1.8(a)

I hereby certify that this correspondence has been transmitted by facsimile to: Commissioner for Patents - Patent Technology Center Director of Group Unit 2636: General Electrical Communication, Ms. Karen Creasy, Petitions Office, USPTO at Fax Number 1 571 273 0025.

Date of Deposit: 07-18-2005By: Leonard Sadjadi

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
IN RE APPLICATION OF  
Leonard Sadjadi

DOCKET NO. 2065JB.37332

SERIAL NO.: 09/736,354

EXAMINER: La, Anh V.

FILED: 12/14/2000

GROUP UNIT: 2636

TITLE: Lighted Status Indicator Corresponding  
to the Positions of Circuit Breaker, Switch or Fuse

PETITION UNDER 37 C.F.R. 1.313**FAX RECEIVED**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

JUL 18 2005

**OFFICE OF PETITIONS**

Dear Sir:

I hereby authorize the Commissioner to charge the Petition Fee of \$130 that is required to  
Bracewell & Giuliani LLP, Deposit Account No. 50-0259 (2065JB.37332).

Petitioner Micrin Technologies Corporation respectfully requests the Solicitor Withdraw from  
Issuance the above-style application. The rights in the invention disclosed in U.S. Patent Application  
Serial No. 09/736,354, the above-styled application, were assigned by Applicant to such that Petitioner  
and LS UNICO, INC. were each Fifty Percent (50%) co-owners of the invention. See Exhibit A. LS  
UNICO, INC. attempted to revoke the power of attorney with a new power of attorney that  
accompanied an Amendment and Response received by the USPTO on October 17, 2003. The new  
power of attorney was only signed by a representative for LS UNICO, INC. Petitioner did not grant  
power of attorney to the attorney that filed the Amendment and Response that was received on October  
17, 2003.

07/19/2005 AKELLEY 00000001 500259 09736354

01 FC:1464 130.00 DA

Adjustment date: 07/19/2005 AKELLEY  
07/14/2005 DALLEN 00000060 500259 09736354  
01 FC:1464 130.00 CR

HOUSTON1865800.1

In the U.S Patent and Trademarks Office's Decision of July 12, 2005, the November 19, 2003 Notice of a change in the power of attorney for the above-styled application was vacated, and the attorney information reverted back to that which was recorded prior to the November 19, 2003 Notice.

Pursuant to 37 CFR 1.313 (c):

Once the issue fee has been paid, the application will not be withdrawn from issue upon petition by the applicant for any reason except:

(1) Unpatentability of one or more claims, which petition must be accompanied by an unequivocal statement that one or more claims are unpatentable, an amendment to such claim or claims, and an explanation as to how the amendment causes such claim or claims to be patentable;

(2) Consideration of a request for continued examination in compliance with § 1.114; or

(3) Express abandonment of the application. Such express abandonment may be in favor of a continuing application.

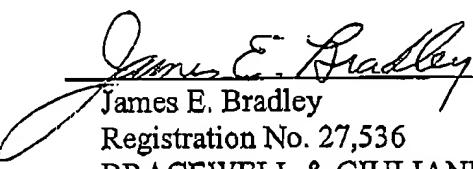
Petitioner hereby expressly abandons U.S. Application Serial Number 09/736,354 so that it can be Withdrawn from Issue pursuant to 37 CFR 1.313(c)(3). *See* PTO/SB/24 attached hereto in Exhibit A. Petitioner also notes that such express abandonment is in favor of a continuation patent application. *See* Exhibit A. Petitioner should also identify "some specific and significant defect in the allowed application before the application will be withdrawn from issue." *See* MPEP 1308. Initially, Petitioner notes that the above-styled application was about to issue without any information pertaining to Petitioner's ownership interests reflected on the face of the patent. The above-styled application was also prosecuted and amended in papers filed on or about October 17, 2003 & January 3, 2005 without the knowledge and consent of Petitioner, through an attorney that Petitioner did not authorize to act on its behalf. For example, each of the claims previously in the above-styled application were cancelled by the attorney that Petitioner did not authorize to act on its behalf. The cancellation of the claims in the above-styled application without the knowledge and consent of Petitioner is a specific and significant defect, by itself, that should justify the above-styled application being withdrawn from

issue. Moreover, the amendments in above-styled application affect the scope of the protection available without Petitioner's knowledge and consent, and therefore issuance of the above-styled application may irreparably harm petitioner as a 50% owner of the above-styled application. Therefore, Petitioner respectfully requests the Withdrawal from Issuance of the above-styled application in favor of the continuation application being filed by Petitioner.

Respectfully submitted,

Dated:

July 18, 2005

  
James E. Bradley

Registration No. 27,536  
BRACEWELL & GIULIANI LLP  
P.O. Box 61389  
Houston, Texas 77002  
Tel: (713) 221-3301  
Fax: (713) 222-3287  
Attorney for Petitioner Micrin Technologies Corp.

**BRACEWELL  
& GIULIANI LLP**

711 Louisiana Street, Suite 2300  
Houston, Texas 77002-2770  
Phone: 713.223.2300  
Toll Free: 800.887.1993

**Fax Cover Letter**

Please deliver the following pages to

Attn: Ms. Karen Creasy, Petitions Office, Commissioner for  
Patents, Patent Technology Center, Director of Group Unit  
2636, General Electrical Communication

Fax Number: 571-273-0025

This fax is from Chris D. Northcutt

and is being transmitted on 7/18/2005 at \_\_\_\_\_. The length of this fax, (including the cover letter), is 127 pages.

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**Message**

2065JB.037332

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**JUL 18 2005**

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Effective on 12/08/2004.

Fee pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL

## For FY 2005

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

500.00

## Complete if Known

|                      |                 |
|----------------------|-----------------|
| Application Number   | Unknown         |
| Filing Date          | July 18, 2005   |
| First Named Inventor | Leonard Sadjadi |
| Examiner Name        | Unknown         |
| Art Unit             | Unknown         |
| Attorney Docket No.  | 2085JB.37332    |

## METHOD OF PAYMENT (check all that apply)

Check  Credit Card  Money Order  None  Other (please identify): \_\_\_\_\_

Deposit Account Deposit Account Number: 50-0259 (2085JB.037332) Deposit Account Name: Bracewell & Giuliani LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below  Charge fee(s) indicated below, except for the filing fee

Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17  Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

## FEE CALCULATION

## 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

| Application Type | FILING FEES |          | SEARCH FEES |          | EXAMINATION FEES |          | Fees Paid (\$) |
|------------------|-------------|----------|-------------|----------|------------------|----------|----------------|
|                  | Fee (\$)    | Fee (\$) | Fee (\$)    | Fee (\$) | Fee (\$)         | Fee (\$) |                |
| Utility          | 300         | 150      | 500         | 250      | 200              | 100      | 500.00         |
| Design           | 200         | 100      | 100         | 50       | 130              | 65       |                |
| Plant            | 200         | 100      | 300         | 150      | 160              | 80       |                |
| Reissue          | 300         | 150      | 500         | 250      | 600              | 300      |                |
| Provisional      | 200         | 100      | 0           | 0        | 0                | 0        |                |

## 2. EXCESS CLAIM FEES

## Fee Description

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

| Total Claims  | Extra Claims | Fee (\$) | Fee Paid (\$) | Multiple Dependent Claims |          |
|---|--------------|----------|---------------|---------------------------|----------|
|   |              |          |               | Fee (\$)                  | Fee (\$) |
| 15  | - 20 or HP = | x        | =             | 50                        | 25       |
| HP = highest number of total claims paid for, if greater than 20. |              |          |               | 200                       | 100      |

| Indep. Claims  | Extra Claims | Fee (\$) | Fee Paid (\$) | Multiple Dependent Claims |               |
|--|--------------|----------|---------------|---------------------------|---------------|
|  |              |          |               | Fee (\$)                  | Fee Paid (\$) |
| 3  | - 3 or HP =  | x        | =             |                           |               |
| HP = highest number of independent claims paid for, if greater than 3. |              |          |               |                           |               |

## 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof | Fee (\$) | Fee Paid (\$) |
|--------------|--------------|--|----------|---------------|
| - 100 =      | / 50 =       | (round up to a whole number) x                   | =        |               |

## 4. OTHER FEES(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge):

| SUBMITTED BY      |                  | Registration No. | Telephone    |
|-------------------|------------------|------------------|--------------|
| Signature         | James E. Bradley | 27,536           | 719-221-3301 |
| Name (Print/Type) | James E. Bradley | Date             | July 18 2005 |

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**BRACEWELL  
& GIULIANI LLP**

711 Louisiana Street, Suite 2300  
Houston, Texas 77002-2770  
Phone: 713.223.2300  
Toll Free: 800.887.1993

**Fax Cover Letter**

Please deliver the following pages to KAREN CREASY - Office of Petitions

Fax Number: 571 273 0025

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*See attached Fee Transmittal*

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PTO/SB/05 (04-05)

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**UTILITY  
PATENT APPLICATION  
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

|                        |                                     |
|------------------------|-------------------------------------|
| Attorney Docket No.    | 2065JB.37332                        |
| First Inventor         | Leonard Sadjadi                     |
| Title                  | Lighted Status Indicator Correspond |
| Express Mail Label No. | EV 342443436 US                     |

**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents.

1.  Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2.  Applicant claims small entity status.  
See 37 CFR 1.27.
3.  Specification [Total Pages 69]  
Both the claims and abstract must start on a new page  
(For information on the preferred arrangement, see MPEP 608.01(a))
4.  Drawing(s) (35 U.S.C. 113) [Total Sheets 51]
5. Oath or Declaration [Total Sheets 1]
  - a.  Newly executed (original or copy)
  - b.  A copy from a prior application (37 CFR 1.63(d))  
(for continuation/divisional with Box 18 completed)
  - i.  DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s)  
name in the prior application, see 37 CFR  
1.63(d)(2) and 1.33(b).
6.  Application Data Sheet. See 37 CFR 1.76
7.  CD-ROM or CD-R in duplicate, large table or  
Computer Program (Appendix)
  - Landscape Table on CD
8. Nucleotide and/or Amino Acid Sequence Submission  
(If applicable, Items a. – c. are required)
  - a.  Computer Readable Form (CRF)
  - b. Specification Sequence Listing on:
    - i.  CD-ROM or CD-R (2 copies); or
    - ii.  Paper
  - c.  Statements verifying identity of above copies

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:

 Continuation       Divisional       Continuation-In-Part (CIP)      of prior application No.: 09/736,354

Prior application information: Examiner Le, Anh V. Art Unit: 2632

**19. CORRESPONDENCE ADDRESS**

|  |  |           |   |
|--|--|-----------|---|
| <input checked="" type="checkbox"/> The address associated with Customer Number: | 035979                                 | OR        | <input type="checkbox"/> Correspondence address below |
| Name   | James E. Bradley                       |           |   |
| Address  | Bracewell & Giuliani<br>P.O. Box 61389 |           |   |
| City   | Houston                                | State     | Texas   |
| Country  | United States                          | Telephone | 713-221-3301  |
| Signature  | <i>James E. Bradley</i>                |           | Date  |
| Name<br>(Print/Type)   | James E. Bradley                       |           | July 16, 2005   |
|  |  |           | Registration No.<br>(Attorney/Agent)                  |
|  |  |           | 27,536  |

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.  
If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION**

As the below named inventor, I hereby declare that:

DOCKET 2085JB:37332

My residence, post office address and citizenship are as stated below my name.

I believe that I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## LIGHTED STATUS INDICATOR CORRESPONDING TO THE POSITIONS OF A CIRCUIT BREAKER, SWITCH, OR FUSE

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below:

NUMBER 80/172,187 DATE FILED 12/17/99

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Sec. 1.56(b).

I hereby claim foreign priority benefits under Title 35, United States Code, Sec. 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

| NUMBER     | COUNTRY | PRIOR FOREIGN APPLICATION(S)<br>DATE FILED | PRIORITY CLAIMED<br>YES <input type="checkbox"/> NO <input type="checkbox"/> |
|------------|---------|--|--|
| 1000000000 | USA     | 1999-01-01                                 | <input type="checkbox"/> <input type="checkbox"/>                            |

I hereby claim the benefit under Title 35, United States Code, Sec. 120 of any United States application listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in any prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Sec. 1.56(a), which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

SERIAL NO \_\_\_\_\_ FILING DATE \_\_\_\_\_ STATUS \_\_\_\_\_

I hereby appoint James E. Bradley, Reg. No. 27,536; Frank S. Vaden, III, Reg. No. 222,326; Charles D. Gunter, Jr., Reg. No. 29,386; Andrew J. Dillon, Reg. No. 29,634; to prosecute this application and to transact all business in the U.S. Patent and Trademark Office in connection therewith.

Please direct all correspondence to:

James E. Bradley  
FELSMAN, BRADLEY, VADEN, GUNTER & DILLON, L.L.P.  
One Riverway, Suite 1100  
Houston, Texas 77056  
(713) 961-3626

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Sec. 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the publication or any patent issued thereon.

INVENTOR'S NAME: LEONARD SADJADI  
SIGNATURE: 

SIGNATURE: Leonard C.  
DATE: DEC 13 1981

DATE DEC - 13 - 2000  
RESIDENCE 8201 Elmwood Dr.

RESIDENCE: 8204 Elmbrook Drive, #210, Dallas, TX 75247  
COUNTRY OF CITIZENSHIP: United States

COUNTRY OF CITIZENSHIP: USA

POST OFFICE ADDRESS: same as above

6529 Southpoint Drive  
Dallas, TX 75248

**BRACEWELL  
& GIULIANI LLP**

711 Louisiana Street, Suite 2300  
Houston, Texas 77002-2770  
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